

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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DELTA L. EADY,

Plaintiff,

v.

9:05-CV-0824

HARLEY G. LAPPIN; KATHLEEN H. SAWYER;  
HARRELL WATTS; M.F. RAY; KIM WHITE;  
THOMAS E. WASHBURN; MICHAEL NALLY;  
D.B. DREW; W.A. SHERROD; C. CHESTER;  
C. SULLIVAN; E. MILLER; D. MARINI; S. LUCAS;  
R. HALLADAY; CINK; DOBSON; S. LIBERTY;  
T. ROOT; SMITH; M. PICERNO; MACNERLAND;  
B. SALAMY; K. JOHNSON; D. RYAN; S. SNYDER;  
BOUTIN; HAMILTON; W.R. EVANS; L. WINGER;  
S.D. NILES; D.C. MALONEY; C. WILLIAMS;  
D. RIEHLE; B. DOOLEY; J. DAVIS; SILVA; GONYEA;  
STONE; P. SHIPMAN; R. BURDT; D. WILCOX; BAKER;  
HOLTS; K. HAYES; SYNDER; FITZPATRICK; LOVETT;  
BROWN; E. BROWN; HART; BESAW; POIRIER; DARRAH;  
DESILEPS; STRAIGHT; LAPOINT; DUMAS; B. SHULL;  
VANYSERLOO; BABCOCK; MINA; PHILLIPS; B. SHENE;  
GODDEAU; FITZGERALD; J. PICKREIGN; JAMES DOE;  
JIM DOE; and JERRY DOE,

Defendants.

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APPEARANCES:

OF COUNSEL:

DELTA L. EADY, No. 13057-074  
Plaintiff, *Pro Se*  
United States Penitentiary Big Sandy  
P.O. Box 2068  
Inez, KY 41224

HON. GLENN T. SUDDABY  
U.S. Attorney for the Northern District of NY  
Counsel for Defendants  
445 Broadway, James T. Foley U.S. Courthouse  
Albany, NY 12207-2924

BARBARA D. COTTRELL, ESQ.  
Assistant U.S. Attorney

NORMAN A. MORDUE, CHIEF JUDGE

ORDER

The above matter comes to me following a Report-Recommendation by Magistrate Judge George H. Lowe, duly filed on the 30<sup>th</sup> day of April, 2007. Following ten days from the service thereof, the Clerk has sent me the file, including any and all objections filed by the parties herein.

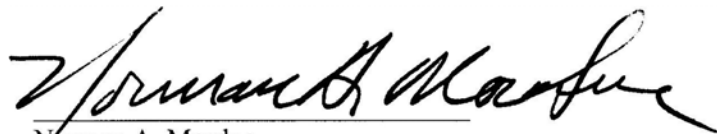
After careful review of all of the papers herein, including the Magistrate Judge's Report-Recommendation, and no objections submitted thereto, it is

ORDERED, that:

1. The Report-Recommendation is hereby approved.
2. The Defendants' motion to revoke Plaintiff's *informa pauperis* status and to conditionally dismiss his complaint is denied.
3. The Plaintiff's motion for sanctions is denied.
4. The Clerk of the Court shall serve a copy of this Order upon all parties and the Magistrate Judge assigned to this case.

IT IS SO ORDERED.

Dated: May 22, 2007  
Syracuse, New York



Norman A. Mordue  
Chief United States District Court Judge

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